

**RESOLUTION TO SET A PUBLIC HEARING TO CONSIDER RESCINDING
THE ORDERING OF ELEVEN PETITIONED SIDEWALK PROJECTS**

WHEREAS, at the September 4, 2014 City Council Work Session, Council expressed a desire to raise the assessment rate on seven (7) ordered sidewalk projects and eliminate four (4) other sidewalk projects from the ordered list due to increased construction costs and limited funding for new sidewalk construction; and

WHEREAS, Resolution #9815 "Resolution Increasing Petitioned Sidewalk Assessment Rate and Pay Period", adopted by City Council on May 7, 2012, applies only to sufficient petitions received by the City on or after June 1, 2012; and

WHEREAS, Resolution #9846 "Resolution Establishing a Process for Petitioning and Ordering of Sidewalk Inside and Outside the Durham Walks! Pedestrian Plan", adopted by City Council on March 4, 2013, applies only to sufficient petitions received by the City on or after April 1, 2013; and

WHEREAS, the petitions for the eleven projects on the current ordered sidewalk list were received prior to June 1, 2012, and are subject to the assessment rate and policies in effect at the time the petitions were received by the City; and

WHEREAS, in order to construct and assess those projects on the current ordered sidewalk project list at a different rate than that at which the projects were ordered, the projects must be rescinded prior to new petitions being issued under revised provisions;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DURHAM:

SECTION 1: That a public hearing be held by the City Council at 7:00 o'clock P.M. January 5, 2015 in the Council Chamber of the City Hall to determine whether said ordered improvements shall be rescinded. These sidewalk projects are:

1. South Roxboro Street (East Side) from Juliette Drive south to Greyfield Boulevard
2. Juliette Drive (North Side) from South Roxboro Street to PIN #0729-01-16-2672
3. Infinity Road (South Side) from Shadebush Drive to Lazyriver Drive
4. Green Street (South Side) from Gregson Street to Watts Street
5. Monmouth Avenue (South Side) from North Buchanan Boulevard to Watts Street
6. Fayetteville Road (West Side) from the north property line of PIN 0717-02-69-7405 to the south property line of PIN 0717-02-69-7405
7. Sedwick Road (North Side) from Revere Road to Grandale Drive
8. University Drive (East Side) from Durham Chapel Hill Boulevard to West Forest Hills Drive
9. Hardwick Drive (North Side) from the west property line of PIN 0728-03-24-3003 to Wellingham Drive
10. Yorktown Ave (West Side) from Martin Luther King, Jr Parkway northeast to the northeast property line of PIN 0739-01-05-9585

11. Grandale Drive (East Side) from Sedwick Road to Lyon Farm Drive

SECTION 2: That any resolutions or policies in conflict with the provisions of this resolution are to the extent of such conflict repealed.

SECTION 3: This resolution shall be effective upon the date of passage.